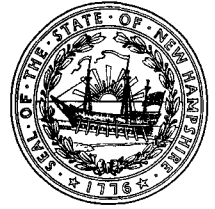




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

Mr. Frederick Kendall
4739 W. Arnette Circle
Glendale, AZ 85308-3401

RE: Bethlehem Dam, Dam #025.01
Bethlehem, NH

**AMENDMENT TO
ADMINISTRATIVE ORDER
No. WD 04-26**

March 28, 2005

A. INTRODUCTION

This Amendment to Administrative Order No. 04-26 ("Amendment") is issued by the Department of Environmental Services, Water Division ("DES") to Frederick Kendall pursuant to RSA 482:12 and RSA 482:87.

DES issued Administrative Order No. WD 04-26 dated December 28, 2004 ("Order") to Mr. Kendall as the owner of Bethlehem Dam and required the repair or removal of the dam. This Amendment is effective upon issuance.

Mr. Kendall telephoned DES on March 1, 2005 and requested an extension on the terms of the Order due to medical problems. He wants to retain the dam and make repairs. He agreed to the dates set forth below.

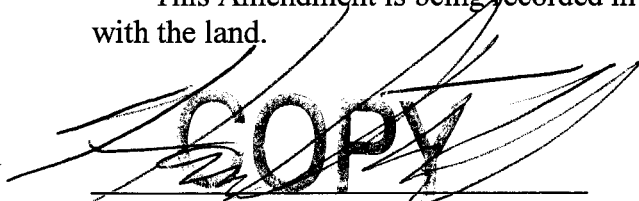
B. AMENDMENT

Amend Paragraphs E.2, E.3, and E.4 of the Order to read as follows:

2. **By June 1, 2005:** Retain the services of a Professional Engineer licensed in the State of New Hampshire who shall submit a schedule to DES for the investigation and analysis of the Dam to address the information in item E.3 below.
3. **By December 1, 2005** Submit to DES an engineering report as completed by a New Hampshire Licensed Professional Engineer with results and recommendations from structural, hydrologic, and hydraulic analyses of the Dam. The report shall include an assessment of all portions of the Dam and its appurtenances, including stability under anticipated loading conditions, as well as conceptual reconstruction options for the Dam.
4. **By March 1, 2006** Submit design plans, specifications, and any required DES permit applications for the reconstruction of the Dam to meet current DES standards for a Class A dam.

In all other respects, the Order remains in full force and effect.

This Amendment is being recorded in the Grafton County Registry of Deeds so as to run with the land.


Harry T. Stewart, P.E., Director
Water Division


Michael P. Nolan, Commissioner

cc: Gretchen R. Hamel, DES Legal Unit ✓
Public Information Officer, DES PIP Office
NH AGO
Town of Bethlehem

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